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10 UNITED STATES DISTRICT COURT  
11 CENTRAL DISTRICT OF CALIFORNIA  
12 WESTERN DIVISION

13 Consumer Financial Protection  
Bureau,

14 Plaintiffs,

15 v.

16 D and D Marketing, Inc., d/b/a  
17 T3Leads, Grigor Demirchyan, and  
18 Marina Demirchyan,

19 Defendants.  
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Case No. 2:15-cv-09692-PSG-E

**DEFENDANTS' UNOPPOSED  
APPLICATION AND [PROPOSED]  
ORDER TO EXCEED PAGE  
LIMITS ON THEIR MOTION TO  
DISMISS**

1 TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 Defendants D and D Marketing, Inc., d/b/a T3Leads, Grigor Demirchyan, and  
3 Marina Demirchyan (collectively, “Defendants”) hereby apply for leave to exceed the  
4 Court’s 25-page limit on Defendants’ memorandum of points and authorities in support  
5 of their Motion to Dismiss. Defendants’ Motion will be filed on August 1, 2016, under  
6 Federal Rule of Civil Procedure 12(b)(6). Plaintiff Consumer Financial Protection  
7 Bureau (the “Bureau”) does not oppose this request. (Declaration of Danielle C. Ginty  
8 (“Ginty Decl.”), ¶ 2.)

9 Defendants estimate that their memorandum in support of the Motion to Dismiss  
10 will not exceed 35 pages using 14-point font, excluding any title page, indices of cases,  
11 table of contents, and exhibits. Good cause exists for Defendants’ request because the  
12 Bureau alleges two causes of action under the Consumer Financial Protection Act (the  
13 “CFPA”), a relatively new statute with little judicial guidance. Defendants intend to  
14 raise numerous challenges to the allegations in their Motion, including, that the Bureau  
15 does not have statutory authority to regulate Defendants, applying the CFPA under the  
16 circumstances presented in this case would be unconstitutional as applied to Defendants,  
17 the Bureau fails to plead sufficient facts to state plausible claims for relief against any of  
18 the defendants under the CFPA, and the Bureau cannot recover much of the monetary  
19 relief it seeks. *See Xochitl Hernandez and Cesar Matias v. Loretta Lynch, U.S. Attorney*  
20 *General, et al.*, No. 5:16-cv-00620-JGB-KK, ECF No. 65, (C.D. Cal. June 10, 2016)  
21 (granting stipulation for leave to exceed 25 page limit for memoranda regarding motion  
22 to dismiss where plaintiffs’ complaint raised four causes of action); *Altamura v. L’Oreal,*  
23 *USA., Inc.*, No. 2:11-cv-05465-CAS-JC, 2013 U.S. Dist. LEXIS 81916, \*1 (C.D. Cal.  
24 June 6, 2013) (granting defendants’ unopposed application to exceed page limitation in  
25 opposition to motion for class certification). Permitting Defendants to fully address  
26 these issues at this initial pleading stage will promote efficiency and streamline the  
27 resolution of the dispute.

1 Prior to the filing of this Application, counsel for Defendants informed counsel  
2 for the Bureau of their request by email. (Ginty Decl., ¶ 2.) Counsel for the Bureau  
3 indicated that the Bureau does not oppose the request. (*Id.*) Contact information for  
4 counsel of record for the Bureau is as follows:

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9 212-328-7020  
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1 Accordingly, Defendants respectfully request that the Court approve their request  
2 and grant Defendants leave to file a memorandum in support of the Motion to Dismiss  
3 that is no more than 35 pages in length.

4  
5 Dated: July 28, 2016

AKIN GUMP STRAUSS HAUER & FELD LLP

6 By /s/ Ashley Vinson Crawford  
7 Ashley Vinson Crawford  
8 Reginald D. Steer  
Danielle C. Ginty

9 Attorneys for Defendants D&D Marketing, Inc.,  
10 d/b/a T3 Leads, Grigor Demirchyan, and Marina  
11 Demirchyan  
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**CERTIFICATE OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO

I am employed in the City and County of San Francisco, State of California. I am over the age of 18 and not a party to the within action; my business address is: 580 California Street, Suite 1500, San Francisco, CA 94104. On July 28, 2016, I served the foregoing document(s) described as:

- 1. DEFENDANTS' UNOPPOSED APPLICATION AND [PROPOSED] ORDER TO EXCEED PAGE LIMITS ON THEIR MOTION TO DISMISS;**
- 2. DECLARATION OF DANIELLE C. GINTY IN SUPPORT OF DEFENDANTS' UNOPPOSED APPLICATION TO EXCEED PAGE LIMITS ON THEIR MOTION TO DISMISS; AND**
- 3. [PROPOSED] ORDER GRANTING APPLICATION TO EXCEED PAGE LIMITS ON DEFENDANTS' MOTION TO DISMISS,**

on the interested party(ies) below, using the following means:

**All parties identified for Notice of Electronic  
Filing generated by the Court's CM/ECF system  
under the reference case caption and number**

I declare that I am employed in the office of a member of the bar of this court at whose direction the service is made.

Executed on July 28, 2016, at San Francisco, California.



Jeremias V. Cordero